

FILED  
U.S. DISTRICT COURT  
SAVANNAH DIV.

IN THE UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF GEORGIA  
SAVANNAH DIVISION

JOHN RANDALL FUTCH,

CLERK  
SO DIST. OF GA.

Petitioner,

v.

CASE NOS. CV414-076  
CR402-285

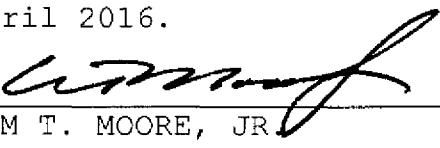
UNITED STATES OF AMERICA,

Defendant.

O R D E R

Before the Court is Petitioner's Motion Pursuant to 60(b). (Doc. 13.) In the motion,<sup>1</sup> Petitioner contends that the prior judgment dismissing his habeas petition as successive is void. (Id. at 1.) After careful consideration of both Plaintiff's motion and the record, the Court concludes that Petitioner has not established the extraordinary circumstances necessary to warrant relief under Federal Rule of Civil Procedure 60(b). Accordingly, Petitioner's motion is **DENIED**. As a result, Petitioner's Motion for Disposition (Doc. 22) is **DISMISSED AS MOOT**.

SO ORDERED this 20<sup>th</sup> day of April 2016.

  
WILLIAM T. MOORE, JR.  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA

<sup>1</sup> Plaintiff's Motion to Supplement (Doc. 14) and Motion to Supplement Petitioner's Response (Doc. 17) are **GRANTED**. As a result, the Court considered those documents when ruling on Petitioner's motion.